

NORFOLK, VIRGINIA

ACTION OF THE COUNCIL

TUESDAY, APRIL 22, 2014 – 7:00 P.M.

Prayer offered by Councilman Paul Riddick, followed by the Pledge of Allegiance.

The following members were present: Ms. Green, Mr. Protogyrou, Mr. Riddick, Mr. Smigiel, Dr. Whibley, Mr. Winn, Ms. Williams and Mr. Fraim.

President Fraim moved to dispense with the reading of the minutes of the previous meeting.

Motion adopted.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn and Fraim.

No: None.

CEREMONIAL MATTERS

Mayor Fraim recognized and presented Mace pins to Mrs. Nila Jackson and the students from Campostella Elementary who will be participating in the National SeaPerch Challenge, an Innovative Science Program, to be held next month in Mississippi.

President Fraim read a proclamation proclaiming May 5th thru May 10th **Public Service Recognition Week**. The proclamation was accepted by, Capri Stanley, Director of Human Resources, Susan Perry, Courtney Swift, and Amanda Lloyd, of the Employee Engagement Recognition Committee.

President Fraim read a proclamation proclaiming the month of **April, 2014 as Child Abuse Prevention Month**. Steve Hawks, Director of Human Services, accepted the proclamation.

BUDGET PRESENTATION

City Manager Marcus Jones presented the FY2014/2015 Budget.

PUBLIC HEARINGS

PH-1

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, to amend the *Zoning Ordinance of the City of Norfolk, 1992*, **Chapter 4, “Residential Districts,”** Sections 4-10, 4-13, 4-14, 4-15, and 4-16, **“Table 4-A, Table of Land Uses,”** Table 4-B **“Yard Requirements for Residential Districts,”** and Section 15-4.2, **“Design standards for parking areas,”** to modify development criteria for Townhomes in residential districts.

Alton Robinson, 735 West 35th Street, expressed concerns on the accessibility to the information being placed on the internet.

Thereupon, an Ordinance entitled, “An Ordinance to amend and reordain portions of **Sections 4-10, 4-13, 4-14, 4-15, 4-16,** and **15-4** and **Tables 4-A** and **4-B** of the *Zoning Ordinance of the City of Norfolk, 1992*, in order to modify the **Development Standards** for **Townhouses,**” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

PH-2

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission** to amend the *Zoning Ordinance of the City of Norfolk, 1992*, **Table 7-A, “Table of Land Uses,”** to add **“Trucking Terminal”** as a permitted use within the **General Industrial (I-3) Zoning District**.

Thereupon, an Ordinance entitled, “An Ordinance to amend and reordain **Table 7-A** of the *Zoning Ordinance of the City of Norfolk, 1992*, in order to allow **“Trucking Terminal”** as a permitted use in the **I-3 (General Industrial) District**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

PH-3

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission** to amend the *Zoning Ordinance of the City of Norfolk, 1992*, **Sections 2-3, 4-0, Table 4-A, “Table of Land Uses,” and 25-10.2, “Child Day Care Centers, Day Care Homes, and Kindergartens,”** to expand opportunities for **Day Care Homes in Residential Districts**.

Thereupon, an Ordinance entitled, “An Ordinance to amend and reordain portions of **Sections 2-3, 4-0, and 25-10 and Table 4-A** of the *Zoning Ordinance of the City of Norfolk, 1992*, in order to allow **Day Care Home** as a permitted use on certain lots in **Residential Zoning Districts** and to eliminate certain restrictions on the operation of such facilities,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

PH-4

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **Salvation Army Kroc Center** a) to amend the *Zoning Ordinance of the City of Norfolk, 1992*, to add Section 11-53 to create the **“Salvation Army Kroc Center Localized Alternative Sign Overlay”** (Kroc-LASO) District and b) for a change of zoning to adopt the Kroc-LASO (**Salvation Army Kroc Center Localized Alternative Sign Overlay**) District on property generally bounded to the east by **Ballentine Boulevard**, to the north and west by E. Princess Anne Road, to the south and west by **Godfrey Avenue**, and to the south by **Dogan Street**; premises numbered **1401 Ballentine Boulevard**.

Captain Brett Meredith, Troy Brinkley, Kroc Center and Michael Schnekser, 512 Botetourt Court, were present to answer questions.

Thereupon, an Ordinance entitled, “An Ordinance to amend Chapter 11 of the *Zoning Ordinance of the City of Norfolk, 1992*, so as to create the **Salvation Army Kroc Center Localized Alternative Sign Overlay District**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

PH-4A

An Ordinance entitled, “An Oordinance to apply the **Salvation Army Kroc Center Localized Alternative Sign Overlay District** to property located at **1401 Ballentine Boulevard**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

PH-5

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on **the conveyance of the parcels known as portions of lots 45, 46, 47 & 48 block 20 East Ocean View, Plat A, Section 2 and portions of lots 47 & 48, block 19 East Ocean View, Plat A, Section 2, in the East Ocean View area of the City, to the Norfolk Redevelopment and Housing Authority (NRHA), for Phase VI and Phase VII of the East Beach Redevelopment Plan.**

Alton Robinson, 735 West 35th Street, expressed concerns on the accessibility to the information being placed on the internet.

Ellis James, 2021 Kenlake Place, spoke in support of this matter.

Thereupon, an Ordinance entitled, “An Ordinance authorizing the conveyance of the parcels known as portions of Lots 45, 46, 47 & 48, Block 20 East Ocean View, Plat A, Section 2 and portions of Lots 47 & 48, Block 19 East Ocean View, Plat A, Section 2, in the East Ocean View Area of the City, to the Norfolk Redevelopment and Housing Authority (NRHA), for Phase VI and Phase VII of the East Beach Redevelopment Plan,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective May 23, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting \$400,000 from the **Virginia Port Authority** and appropriating and authorizing the expenditure of \$400,000 and authorizing the expenditure of \$100,000 from previously-appropriated funds as a local cash match for **Capital Port Improvements** at **Nauticus**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving the conveyance of a certain parcel of property located in Norfolk designated as a portion of the **Old City Beach** to the City of Norfolk by **Norfolk Redevelopment and Housing Authority**,” was introduced in writing and read by its title.

ACTION: The Ordinance as introduced was **adopted**, effective April 22, 2014.

Yes: Green, Protogyrou, Riddick, Smigiel, Whibley, Williams, Winn, and Fraim.

No: None.

NEW BUSINESS

1. Kenneth Harrell, 7028 Gregory Drive, spoke about the Senior Tax Relief Program and how it has affected his father financially by not receiving it.
2. Raynard Randolph, 9628 10th Bay Street, spoke about an incident that occurred where excessive force was used by the Norfolk Police Department.
3. Dan Montague, 4605 Krick Street, commented on the Norfolk Public School Board and various community issues.
4. Danny Lee Ginn, 3844 Dare Circle, commented on good government.